



**CGTX INC.**

SIÈGE SOCIAL-16<sup>È</sup> ÉTAGE 1600, BOUL. DORCHESTER OUEST MONTRÉAL (QUÉBEC) H3H 1P9  
HEAD OFFICE-16<sup>TH</sup> FLOOR 1600 DORCHESTER BLVD. WEST MONTRÉAL (QUÉBEC) H3H 1P9

CASE POSTALE 70, SUCCURSALE A, MONTRÉAL (QUÉBEC) H3C 2R6  
P. O. BOX 70, STATION A, MONTRÉAL (QUÉBEC) H3C 2R6

RECORDATION NO. 12374-0

MAR - 4 1982 - 2 30 PM

March 1, 1982

INTERSTATE COMMERCE COMMISSION

Secretary  
Interstate Commerce Commission  
Washington, D.C. 20423  
U.S.A.

2-063A072

By  
MAR - 4 1982  
Date  
Fee \$ 10.00

Dear Sirs:

In accordance with the provisions of 49 U.S.C. Section 11303(a) and the Rules and Regulations of the Interstate Commerce Commission thereunder, we submit herewith for recordation three counterparts of a Supplemental Deed of Trust and Mortgage, dated as of March 1, 1982, between CGTX INC. and Montreal Trust Company, as trustee.

The names and addresses of the parties to the transaction are as follows:

CGTX INC.  
16th Floor  
1600 Dorchester Blvd. West  
Montreal, Quebec  
Canada

Montreal Trust Company  
1 Place Ville Marie  
Montreal, Quebec  
Canada

The equipment covered by the Supplemental Deed of Trust and Mortgage is rolling stock and is particularly described in Exhibit A hereto.

The Supplemental Deed of Trust and Mortgage has been executed and delivered in connection with the Deed of Trust and Mortgage, dated as of November 13, 1980, which was filed with the ICC on October 30, 1980 at 11 a.m. and assigned recordation No. 12374.

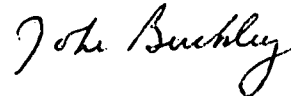
.../2

Ltr. to Secretary of I.C.C.

Enclosed is a check to cover the recordation fee.

You are hereby authorized to deliver two executed copies of the Supplemental Deed of Trust and Mortgage, with filing data noted thereon following recordation thereof, to the representative of Messrs. Dewey, Ballantine, Bushby, Palmer & Wood who is delivering this letter and said enclosures to you.

Yours truly,



JOHN G. BUCKLEY  
Vice-President and Treasurer

Enclosures

EXHIBIT A

<u>No. of Cars</u>	<u>Description</u>	<u>Average Cost per Car</u>	<u>Total Cost</u>	<u>Depreciated Value at Dec. 31/81</u>
6	33,500 USG Class DOT 112-J-340-W tank cars for liquified petroleum gas, insul- ated 100 ton trucks initialled CGTX and numbered 64286 to 64291 inclusive	\$48,830	\$292,978	\$291,804

# Interstate Commerce Commission

Washington, D.C. 20423

## OFFICE OF THE SECRETARY

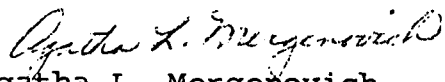
Messrs. Dewey, Ballantine,  
Bushby, Palmer & Wood  
CGTX Inc.  
Siege Social 16 ETAGE  
16,00 Boul. Dorchester  
Quest Montreal Quebec H3H1P9

March 4, 1982

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 3/4/82 at 2:20PM, and assigned re-recording number(s) 12374-A

Sincerely yours,

  
Agatha L. Mergenovich  
Secretary

Enclosure(s)

MAR - 4 1982 - 2 20 PM

INTERSTATE COMMERCE COMMISSION

This Supplemental Deed of Trust and Mortgage dated as of the first day of March, A.D. 1982.

BETWEEN: CGTX INC., (hereinafter called the "Company"), a company duly incorporated under the laws of Canada, having its head office in the City of Montreal in the Province of Quebec.

PARTY OF THE FIRST PART

AND: MONTREAL TRUST COMPANY, (hereinafter called the "Trustee"), a company duly incorporated under the laws of the Province of Quebec having its head office in the City of Montreal.

PARTY OF THE SECOND PART

WITNESSETH:

WHEREAS under a Deed of Trust and Mortgage and correlated Trust Deed of Hypothec, Mortgage and Pledge both bearing formal date of November 13, 1980 (collectively called the "Trust Deeds") between the Company and the Trustee, there were created and issued \$20,000,000 aggregate principal amount of Floating Rate First Mortgage Sinking Fund Equipment Notes due November 15, 1992 (the "Notes") of the Company of which \$18,500,000 aggregate principal amount are outstanding at the date hereof; and

WHEREAS under the provisions of the Trust Deeds the Company is bound to maintain subject to the charges of the Trust Deeds certain mortgaged premises consisting of railway car equipment (the "equipment") and further to subject to the charges of the Trust Deeds such equipment as may be acquired in replacement of any part of the mortgaged premises which shall be lost or destroyed; and

WHEREAS certain equipment has been destroyed and the Company has acquired other equipment in replacement thereof and the parties have agreed to subject such replacement equipment to the charges of the Trust Deeds; and

WHEREAS the Trust Deed was registered:

under the Interstate Commerce Act on October 30, 1980 under number 12374;

under the Corporation Securities Registration Act of Nova Scotia on October 24, 1980 under number 10176A;

under the Corporation Securities Registration Act of New Brunswick on October 22, 1980 under number 5719;

under the Corporation Securities Registration Act of Prince Edward Island on October 22, 1980 under number 1524;

in the registry office for the Registration Division of Montreal in the Province of Quebec on October 23, 1980 under number 3119023;

under the Corporation Securities Registration Act of Ontario on November 6, 1980 under number 52041 and under the Personal Property Security Act of Ontario on November 6, 1980;

under the Personal Property Security Act of Manitoba on October 23, 1980 under number 801023-109053;

under the Corporation Securities Registration Act of Saskatchewan on October 24, 1980 under number 14454

under the Companies Act of Alberta on October 24, 1980; and

under the Company Act of British Columbia on October 23, 1980.

NOW THEREFORE THIS SUPPLEMENTAL TRUST DEED WITNESSETH:

Section 1.01 The Company declares that the equipment lost or destroyed, the value thereof determined as in the Trust Deeds provided, and the compensation received by the Company therefor is as follows:

<u>EQUIPMENT LOST</u>	<u>ORIGINAL COST</u>	<u>DEPRECIATED VALUE</u>	<u>COMPEN- SATION</u>
CGTX 21409	\$ 45,944	\$ 43,800	\$ 44,450
CGTX 21405	45,944	43,780	44,336
CGTX 21419	45,944	43,953	44,336
CGTX 21424	45,944	43,044	49,068
CGTX 21200	23,567	17,204	37,225
CGTX 23133	35,386	25,242	55,809
	<u>\$242,729</u>	<u>\$217,023</u>	<u>\$275,224</u>

Section 1.02 The Trust Deeds are amended by adding to the Second Schedule thereof the following equipment, all of which is subject to the hypothec, mortgage, charge, cession and transfer of the Trust Deeds:

<u>No. of Cars</u>	<u>Description</u>	<u>Average Cost per Car</u>	<u>Total Cost</u>	<u>Depreciated Value at Dec. 31/81</u>
6	33,500 USG Class DOT 112-J-340-W tank cars for liquified petroleum gas, insul- ated 100 ton trucks initialled CGTX and numbered 64286 to 64291 inclusive	\$48,830	\$292,978	\$291,804

Section 1.03 This Deed is declared to be supplemental to the Trust Deeds and is to form part thereof and shall have the same effect as though incorporated in the Trust Deeds. The Trust Deeds are part of these presents and are by this reference, included herein with the same effect as though at length set forth herein. In these presents, unless there is something in the context inconsistent therewith, the expressions used shall have the same meaning as corresponding expressions used in the Trust Deeds and all the provisions of the Trust Deeds except only insofar as may be

inconsistent with the express provisions of these presents, shall apply to and have effect in connection with this Deed.

Section 1.04 Contemporaneously or substantially contemporaneously with the execution of this Supplemental Deed of Trust and Mortgage, the Company has, in conformity with the laws of the Province of Quebec, in which a part of the mortgaged premises may from time to time be situate, signed and executed in notarial form a Supplemental Trust Deed of Hypothec, Mortgage, Pledge and Charge, hypothecating, mortgaging, pledging and charging as and by way of a fixed charge in favour of the Trustee, the mortgaged premises hereby affected as security for the Notes, such Supplemental Trust Deed of Hypothec, Mortgage, Pledge and Charge being substantially of the same tenor and effect as this Supplemental Deed of Trust and Mortgage, both the said Deeds constituting and to be read as one instrument.

Section 1.05 This Supplemental Deed of Trust and Mortgage may be executed in counterparts, either on different dates or simultaneously, as the case may be, each of which so executed shall be deemed to be an original and such counterparts together shall constitute one and the same instrument.



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Section 1.06 This Supplemental Deed of Trust and Mortgage is written in English only at the express request of the Company.

IN WITNESS WHEREOF the Parties hereto have duly executed this Supplemental Deed of Trust and Mortgage.

Signed, Sealed and  
Delivered in the  
Presence of:

*John Buckley*

CGTX INC.

*Robert Cole*  
\_\_\_\_\_  
President

*Wesley Elliott*  
\_\_\_\_\_  
Secretary

MONTREAL TRUST COMPANY

*[Signature]*  
\_\_\_\_\_  
Assistant Manager,  
Corporate Trust  
Department

*W. H. Con*  
\_\_\_\_\_  
Corporate Trust Officer

PROVINCE OF QUEBEC  
DISTRICT OF MONTREAL

AFFIDAVIT

I, John G. Buckley, of the City of Pointe Claire in the District of Montreal and therein residing at 143 Monterrey Avenue, being duly sworn do depose and say:

1. That I am the Vice-President and Treasurer of CGTX INC., one of the parties to the annexed Supplemental Deed of Trust and Mortgage, am aware of the circumstances connected with the transaction and have a personal knowledge of the facts herein deposed to;
2. That I was personally present and did see the said Deed signed, sealed, executed and delivered by the said Company by R.D. Cole and T.S.G. Flett, the President and Secretary respectively of the said Company, and the corporate seal of the said Company thereto affixed;
3. That I know the said R.D. Cole and T.S.G. Flett and know them to be respectively the President and Secretary of the said Company duly authorized to execute the said Deed and that the signatures purporting to be their signatures opposite the corporate seal of the said Company at the foot of the said Deed were made by them respectively in my presence and are of the proper handwriting of the said R.D. Cole and T.S.G. Flett;
4. That the seal affixed to the said Deed is the corporate seal of the said Company;
5. That I am a subscribing witness to the said Deed and that the name "John Buckley" subscribed as a witness to the execution of the said Deed is of the proper handwriting of me, this deponent;

6. That the said Deed was executed by CGTX INC. at the City of Montreal, in the Province of Quebec, on the first day of March, 1982.

John Burbling

SWORN TO BEFORE ME  
at the City of  
Montreal this first  
day of March, 1982.

McMurray

A Notary Public in and  
for the Province of Quebec

PROVINCE OF QUEBEC  
DISTRICT OF MONTREAL

AFFIDAVIT

I, T.G. Didus, of the City of Brossard in the District of Montreal, and therein residing at 8260 Oregon being duly sworn do depose and say:

1. That I am a Corporate Trust Officer of Montreal Trust Company, one of the parties to the annexed Supplemental Deed of Trust and Mortgage, am aware of the circumstances connected with the transaction, and have personal knowledge of the facts herein deposed to;

2. That I was personally present and did see the said Deed signed, sealed, executed and delivered by the said Company by E.N. Varga, Assistant Manager, Corporate Trust Department and W.J. Common, Corporate Trust Officer, of the said Company and the corporate seal of the said Company thereto affixed;

3. That I know the said E.N. Varga and W.J. Common and know them to be respectively the Assistant Manager, Corporate Trust Department and Corporate Trust Officer of the said Company duly authorized to execute the said Deed and the signatures purporting to be their signatures opposite the corporate seal of the said Company at the foot of the said Deed were made by them respectively in my presence and are of the proper handwriting of the said E.N. Varga and W.J. Common;

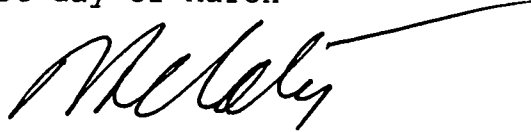
4. That the seal affixed to the said Deed is the corporate seal of the said Company;

5. That I am a subscribing witness to the said Deed and that the name "T. Didus" subscribed as a witness to the execution of the said Deed is of the proper handwriting of me, this deponent;

6. That the said Deed was executed by Montreal Trust Company at the City of Montreal in the Province of Quebec on the first day of March, 1982.

A handwritten signature in cursive script, appearing to read 'J. J. J.', written over a horizontal line.

SWORN TO BEFORE ME at  
the City of Montreal  
this first day of March  
1982.

A handwritten signature in cursive script, appearing to read 'M. J. J.', written over a horizontal line.

A Notary Public in and for  
the Province of Quebec

CANADA  
PROVINCE OF QUEBEC

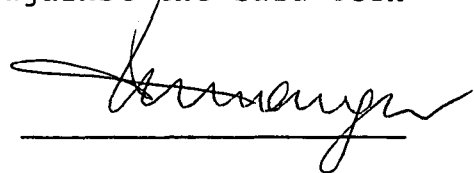
TO WIT:

AFFIDAVIT OF BONA FIDES

I, E.N. Varga, of the City of Montreal in the Province of Quebec and therein residing at 3475 St-Urbain Street, MAKE OATH AND SAY:

1. That I am an officer holding the office of Assistant Manager, Corporate Trust Department, of MONTREAL TRUST COMPANY, the Trustee named in the annexed Supplemental Deed of Trust and Mortgage, made by CGTX INC. to the said MONTREAL TRUST COMPANY, and I am aware of the circumstances connected with the transaction and have a personal knowledge of the facts and matters hereinafter deposed to.

2. That the said Deed, being an instrument containing a specific charge of chattels, was executed in good faith and for the express purpose of securing payment of the Notes referred to therein and not for the mere purpose of protecting the chattels therein mentioned against the creditors of CGTX INC. or preventing such creditors from obtaining payment of any claim against the said CGTX INC.



SWORN TO BEFORE ME at  
the City of Montreal in  
the Province of Quebec,  
this first day of March,  
1982.



A Notary Public in and for  
the Province of Quebec